

C O P Y

Richard C. Duncan,
Assistant Attorney General

June 1, 1954

Attorney General

Mr. Lester K. Billings, Director
Bureau of Hospital Services
17 Capitol Street
Concord, New Hampshire

Dear Sir:

You have inquired whether three specific categories of facilities which are declared eligible for Federal grants under a currently pending act in Congress would be eligible as falling within the definition of hospital and public health center as contained in R.L., c. 154-A, s. 2, subsections IV and V, as inserted by c. 247, s. 1, Laws of 1947.

I advise that a nursing home which is not engaged in primarily furnishing domiciliary care would fall within the meaning of "other types of hospitals", as used in said subsection IV, as hospital as therein defined excludes such places furnishing domiciliary care.

Rehabilitation facilities operated in connection with a hospital are clearly eligible as a related facility of a hospital. If it is operated independently of a hospital providing in-patient service, it would appear that such a facility would also be within the meaning of "other types of hospitals" as used in said subsection IV.

You also inquire as to diagnostic and treatment centers for ambulatory patients and advise that under the proposed Federal legislation they must be operated by a non-profit hospital or by a public agency. If operated by a non-profit hospital, they would be a related facility of the hospital and within the definition of said subsection IV. If operated by a public agency, they would then be within the definition of public health center as contained in said sub-section V.

Very truly yours,

Richard C. Duncan
Assistant Attorney General

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